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Filing date: **10/20/2016**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91224191
Party	Plaintiff Muwafak H. Kaki, Kaki Inc.
Correspondence Address	R ANDREW PATTY II MCGLINCHEY STAFFORD 301 MAIN STREET, 14TH FLOOR BATON ROUGE, LA 70801 UNITED STATES dpatty@mcglinchey.com, docket-ip@mcglinchey.com
Submission	Request to Withdraw as Attorney
Filer's Name	R. Andrew Patty II
Filer's e-mail	dpatty@mcglinchey.com, docket-ip@mcglinchey.com, cnich-ols@mcglinchey.com
Signature	/R. Andrew Patty II/
Date	10/20/2016
Attachments	Motion to Withdraw AS FILED WITH TTAB.pdf(26475 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

**KAKI INC., AND MUWAFAK H. KAKI**

**OPPOSERS,**

**v.**

**WHOLE FOODS MARKET IP, L.P.**

**APPLICANT.**

Opposition No.: 91224191

Serial No.: 86/457,431

Mark: **IDEAL MARKET**

**MOTION TO WITHDRAW AS ATTORNEY OF RECORD**

Pursuant to 37 C.F.R. §11.116, 37 CFR §2.19(b), and TBMP §513.01, R. Andrew Patty II and the law firm of McGlinchey Stafford PLLC (individually and collectively “Movant”) files this motion to withdraw as the attorney of record for Opposers, Kaki, Inc. and Muwafak H. Kaki, (“Client”) in the above referenced Opposition proceeding, and as grounds for withdrawal respectfully states the following:

1. Movant submits that the representation has been rendered unreasonably difficult by Client as set forth in 37 CFR § 11.116(b)(6). If further factual basis is needed for the Board to favorably consider the merits of this motion, Movant requests an opportunity to present further factual information in camera, so as to avoid jeopardizing or violating a client confidence.
2. Movant submits the representation will result in an unreasonable financial burden on the practitioner as set forth in 37 CFR § 11.116(b)(6). If further factual basis is needed for the Board to favorably consider the merits of this motion, Movant requests an opportunity to present further factual information in camera, so as to avoid jeopardizing or violating a client confidence.
3. Movant notified Client of Movant’s desire to withdraw from employment at least as early as October 19, 2016, and has allowed for time for employment of new counsel.
4. Movant submits that all papers and property that relate to the proceeding and to which Client is entitled were delivered to client on October 20, 2016.

5. Movant has advised Client of the current schedule of trial deadlines as set forth in Applicant's motion filed on August 22, 2016 (TTABVUE Document No. 15).

6. A request for a 90-day suspension by consent of the parties is being filed concurrently herewith.

7. As evidenced by the Certificate of Service below, this "MOTION TO WITHDRAW AS ATTORNEY OF RECORD" has been served on Client and Applicant.

Please direct all future correspondence to Client as follows:

Kaki, Inc.  
2309 L and A Road  
Metairie, Louisiana 70001

Muwafak H. Kaki  
2309 L and A Road  
Metairie, Louisiana 70001

For at least the reasons set forth above, Movant respectfully requests the Board to enter an Order permitting Movant to withdraw from representing Client and to discharge Movant of all further obligations herein.

This document is being signed on date stated next to undersigned's signature below.

Dated: October 20, 2016

By: /R. Andrew Patty II/

R. Andrew Patty II  
McGlinchey Stafford PLLC  
301 Main Street, 14<sup>th</sup> Floor  
Baton Rouge, LA 70801  
Tel.: 225-383-9000  
Fax: 225-343-3076  
Email: dpatty@mcglinchey.com

**CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of the foregoing document is being deposited with the U.S. Postal Service with sufficient postage as first-class mail, on the date stated next to my signature below, in an envelope addressed to:

Christopher L. Graff  
Pirkey Barber PLLC  
600 Congress Avenue, Suite 2120  
Austin, Texas 78701

Kaki, Inc.  
2309 L and A Road  
Metairie, Louisiana 70001

Muwafak H. Kaki  
2309 L and A Road  
Metairie, Louisiana 70001

Dated: **October 20, 2016**

By: **/R. Andrew Patty II/**

R. Andrew Patty II  
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